

REMARKS

Applicant acknowledges with appreciation the allowance of claims 10-23 by the Examiner in the Office Action of June 15, 2005. However, the Examiner has:

- (1) rejected claims 1-6 under 35 U.S.C. § 102(b) as being anticipated by Kuberampath et al.
- (2) rejected claims 1 and 3 under 35 U.S.C. § 102(b) based upon a public use or sale of the invention.
- (3) rejected claims 1 and 3 under 35 U.S.C. § 102(b) as being anticipated by Daniels et al.
- (4) rejected claims 1,3,7,8 under 35 U.S.C. § 103(a) as being unpatentable over Daniels et al. in view of Odland et al.
- (5) rejected claims 1, 3, and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Daniels et al. in view of Spira et al.

In connection with this Response, claims 1-9 have been canceled. The Applicant, however, reserves the right to pursue the subject matter in the canceled claims in a subsequent application. Upon entry of the amendments and withdrawals, claims 10-23 remain pending in the present application. Applicant requests reconsideration in view of the following remarks and foregoing amendments.

35 U.S.C. § 102(b)

With respect to items (1)-(3), claims 1-6 have been canceled. Accordingly, the comments raised by the Examiner in connection therewith are now moot.

35 U.S.C. § 103

With respect to items (4)-(5), claims 1, 3, 7-9 have been canceled. Accordingly, the comments raised by the Examiner in connection therewith are now moot.

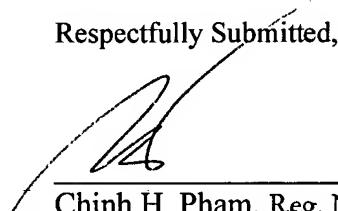
CONCLUSION

Applicant submits that claims 10-23, all claims remaining in the application, are allowed and accordingly the application is now in condition for allowance. Passage to issue is requested.

In the event that a telephone conversation would further prosecute and/or expedite allowance, the Examiner is invited to contact the undersigned at (617) 310-6000.

Applicants hereby request a three month extension of time under 37 C.F.R. § 1.136 (a) and authorize the Examiner to charge \$510.00 (small entity) to Deposit Account No. 50-2678 to cover the extension fee. Applicants do not believe that any additional fee is required in connection with this Response. However, should any extension or fee be required, Applicant hereby petitions for same and requests that such and any other fee required for timely consideration of this application be charged to Deposit Account No. 50-2678.

Respectfully Submitted,


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